

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
TRANSFER OF WATER RIGHT
TRANSFER NO. 77118

This is to certify that: ISLAND IRRIGATION CO
 C/O RICHARD SHEPPARD
 3837 E 850 N
 RIGBY ID 83442
 (208)745-6114

has requested a change to the water right(s) listed below. This change in water right(s) is authorized pursuant to the provisions of Section 42-222, Idaho Code. A summary of the changes is also listed below. The authorized change for each affected water right, including conditions of approval, is shown on the following pages of this document.

Summary of Water Rights Before the Proposed Change

<u>Right</u>	<u>Origin/Basis</u>	<u>Priority</u>	<u>Rate</u>	<u>Volume</u>	<u>Acre Limit</u>	<u>Total Acres</u>	<u>Source</u>
1-4005	WR/Decreed	03/13/1969	18.0 cfs	N/A	N/A	3,166.0	SNAKE RIVER
1-81C	WR/Decreed	06/01/1886	14.56 cfs	N/A	N/A	3,166.0	SNAKE RIVER
1-82C	WR/Decreed	06/01/1887	29.1 cfs	N/A	N/A	3,166.0	SNAKE RIVER
1-83X	WR/Decreed	06/01/1891	125.26 cfs	N/A	N/A	3,166.0	SNAKE RIVER
1-117F	WR/Decreed	06/01/1888	28.76 cfs	N/A	N/A	3,166.0	SNAKE RIVER
1-118F	WR/Decreed	06/01/1889	19.16 cfs	N/A	N/A	3,166.0	SNAKE RIVER

Purpose of Transfer (Changes Proposed)

<u>Current Number</u>	<u>Split</u>	<u>POD</u>	<u>POU</u>	<u>Add POD</u>	<u>Period of Use</u>	<u>Nature of Use</u>
1-4005	NO	NO	YES	YES	NO	NO
1-81C	NO	NO	YES	YES	NO	NO
1-82C	NO	NO	YES	YES	NO	NO
1-83X	NO	NO	YES	YES	NO	NO
1-117F	NO	NO	YES	YES	NO	NO
1-118F	NO	NO	YES	YES	NO	NO

SUPPORT DATA

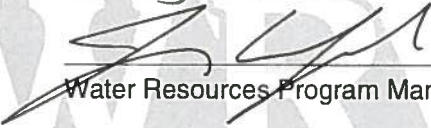
IN FILE # 1-81C

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
TRANSFER OF WATER RIGHT
TRANSFER NO. 77118

Summary of Water Rights After the Approved Change

Existing Right	New No. (changed portion)	Transfer Rate	Transfer Volume	Acre Limit	Total Acres	New No. (remaining portion)	Remaining Rate	Remaining Volume	Remaining Acre Limit	Remaining Total Acres
1-4005	1-4005	18.0 cfs	N/A	N/A	3,166.0		N/A	N/A	N/A	N/A
1-81C	1-81C	14.56 cfs	N/A	N/A	3,166.0		N/A	N/A	N/A	N/A
1-82C	1-82C	29.1 cfs	N/A	N/A	3,166.0		N/A	N/A	N/A	N/A
1-83X	1-83X	125.26 cfs	N/A	N/A	3,166.0		N/A	N/A	N/A	N/A
1-117F	1-117F	28.76 cfs	N/A	N/A	3,166.0		N/A	N/A	N/A	N/A
1-118F	1-118F	19.16 cfs	N/A	N/A	3,166.0		N/A	N/A	N/A	N/A
COMBINED										
TOTALS		234.84 cfs	N/A	N/A	3166.0		N/A	N/A	N/A	N/A

Detailed Water Right Description(s) attached

Dated this 6th day of May, 20 11

 Water Resources Program Manager

WATER RIGHT NO. 1-81C
As Modified by Transfer No. 77118

In accordance with the approval of Transfer No. 77118, Water Right No. 1-81C is now described as follows.

Right Holder: ISLAND IRRIGATION CO
C/O RICHARD SHEPPARD
3837 E 850 N
RIGBY ID 83442

Priority Date: June 01, 1886

Source: SNAKE RIVER

Tributary: COLUMBIA RIVER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>
IRRIGATION	04/01	to 10/31	14.56 CFS

LOCATION OF POINT(S) OF DIVERSION:

SNAKE RIVER	NWSE	Sec. 1 Twp 04N Rge 38E	JEFFERSON County
SNAKE RIVER	SWNESE	Sec. 10 Twp 04N Rge 39E	JEFFERSON County

CONDITIONS OF APPROVAL

1. Rights 1-81C, 1-82C, 1-83X, 1-117F, 1-118F and 1-4005 when combined shall not irrigate more than 3,166 acres in a single irrigation season.
2. The Ellis Ditch is limited to a maximum diversion rate of 13.00 cfs under combined water rights 1-81C, 1-82C, 1-83X, 1-117F, 1-118F and 1-4005.
3. Place of use is within the area served by Island Irrigation Company.
4. The boundary encompassing the place of use for this water right is described with a digital boundary as defined by I.C. Section 42-202B(2) and authorized pursuant to I.C. Section 42-1411(2)(h). The data comprising the digital boundary are incorporated herein by reference and are stored on a CD-ROM disk issued in duplicate originals on file with the SRBA District Court and the Idaho Department of Water Resources. A map depicting the place of use is attached hereto to illustrate the place of use described by the digital boundary.
5. Use of water under this right will be regulated by a watermaster with responsibility for the distribution of water among appropriators within a water district. At the time of this approval, this water right is within State Water District No. 01.
6. The right holder shall maintain a measuring device and lockable controlling works of a type approved by the Department in a manner that will provide the watermaster suitable control of the diversion(s).
7. This right when combined with all other rights shall provide no more than 4.0 afa per acre at the field headgate for irrigation of the place of use.
8. Water is delivered from the Dry Bed.
9. Water is delivered through the Island Canal and the Ellis Ditch.

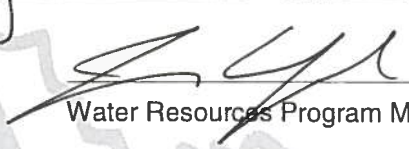
WATER RIGHT NO. 1-81C
As Modified by Transfer No. 77118

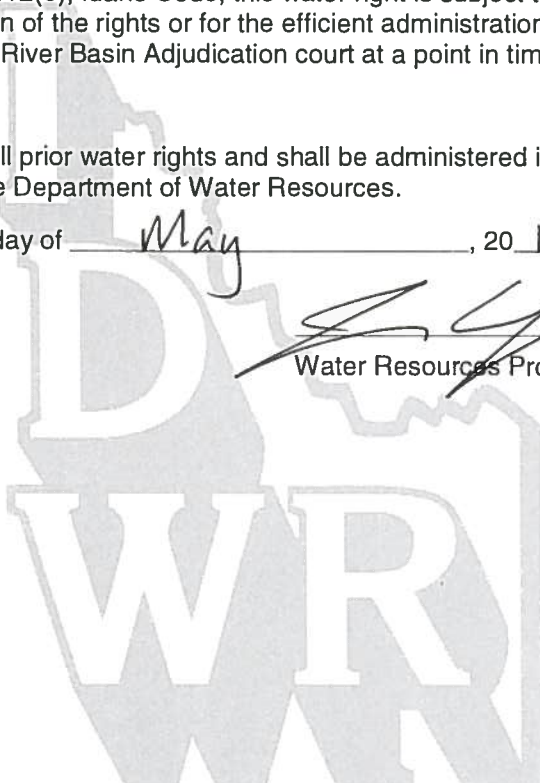
CONDITIONS OF APPROVAL

10. This right does not grant any right-of-way or easement across the land of another.
11. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
12. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
13. Pursuant to Section 42-1412(6), Idaho Code, this water right is subject to such general provisions necessary for the definition of the rights or for the efficient administration of water rights as may be determined by the Snake River Basin Adjudication court at a point in time no later than the entry of the final unified decree.

This water right is subject to all prior water rights and shall be administered in accordance with Idaho law and applicable rules of the Department of Water Resources.

Dated this 6th day of May, 20 11


Water Resources Program Manager



WATER RIGHT NO. 1-82C
As Modified by Transfer No. 77118

In accordance with the approval of Transfer No. 77118, Water Right No. 1-82C is now described as follows.

Right Holder: ISLAND IRRIGATION CO
C/O RICHARD SHEPPARD
3837 E 850 N
RIGBY ID 83442

Priority Date: June 01, 1887

Source: SNAKE RIVER

Tributary: COLUMBIA RIVER

BENEFICIAL USE

IRRIGATION

From

04/01 to 10/31

To

Diversion Rate

29.10 CFS

LOCATION OF POINT(S) OF DIVERSION:

SNAKE RIVER

NWSE

Sec. 1 Twp 04N Rge 38E JEFFERSON County

SNAKE RIVER

SWNESE

Sec. 10 Twp 04N Rge 39E JEFFERSON County

CONDITIONS OF APPROVAL

1. Rights 1-81C, 1-82C, 1-83X, 1-117F, 1-118F and 1-4005 when combined shall not irrigate more than 3,166 acres in a single irrigation season.
2. The Ellis Ditch is limited to a maximum diversion rate of 13.00 cfs under combined water rights 1-81C, 1-82C, 1-83X, 1-117F, 1-118F and 1-4005.
3. Place of use is within the area served by Island Irrigation Company.
4. The boundary encompassing the place of use for this water right is described with a digital boundary as defined by I.C. Section 42-202B(2) and authorized pursuant to I.C. Section 42-1411(2)(h). The data comprising the digital boundary are incorporated herein by reference and are stored on a CD-ROM disk issued in duplicate originals on file with the SRBA District Court and the Idaho Department of Water Resources. A map depicting the place of use is attached hereto to illustrate the place of use described by the digital boundary.
5. Use of water under this right will be regulated by a watermaster with responsibility for the distribution of water among appropriators within a water district. At the time of this approval, this water right is within State Water District No. 01.
6. The right holder shall maintain a measuring device and lockable controlling works of a type approved by the Department in a manner that will provide the watermaster suitable control of the diversion(s).
7. This right when combined with all other rights shall provide no more than 4.0 afa per acre at the field headgate for irrigation of the place of use.
8. Water is delivered from the Dry Bed.
9. Water is delivered through the Island Canal and the Ellis Ditch.

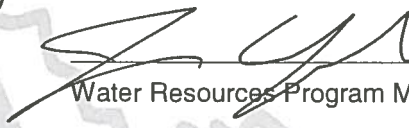
WATER RIGHT NO. 1-82C
As Modified by Transfer No. 77118

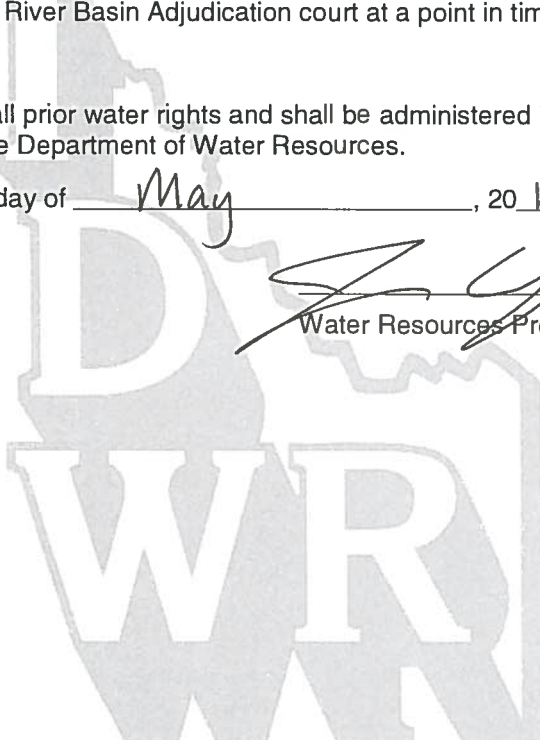
CONDITIONS OF APPROVAL

10. This right does not grant any right-of-way or easement across the land of another.
11. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
12. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
13. Pursuant to Section 42-1412(6), Idaho Code, this water right is subject to such general provisions necessary for the definition of the rights or for the efficient administration of water rights as may be determined by the Snake River Basin Adjudication court at a point in time no later than the entry of the final unified decree.

This water right is subject to all prior water rights and shall be administered in accordance with Idaho law and applicable rules of the Department of Water Resources.

Dated this 6th day of May, 20 11


Water Resources Program Manager



WATER RIGHT NO. 1-117F
As Modified by Transfer No. 77118

In accordance with the approval of Transfer No. 77118, Water Right No. 1-117F is now described as follows.

Right Holder: ISLAND IRRIGATION CO
C/O RICHARD SHEPPARD
3837 E 850 N
RIGBY ID 83442

Priority Date: June 01, 1888

Source: SNAKE RIVER

Tributary: COLUMBIA RIVER

BENEFICIAL USE

IRRIGATION

From

04/01 to 10/31

To

Diversion Rate

28.76 CFS

LOCATION OF POINT(S) OF DIVERSION:

SNAKE RIVER

NWSE

Sec. 1 Twp 04N Rge 38E JEFFERSON County

SNAKE RIVER

SWNESE

Sec. 10 Twp 04N Rge 39E JEFFERSON County

CONDITIONS OF APPROVAL

1. Rights 1-81C, 1-82C, 1-83X, 1-117F, 1-118F and 1-4005 when combined shall not irrigate more than 3,166 acres in a single irrigation season.
2. The Ellis Ditch is limited to a maximum diversion rate of 13.00 cfs under combined water rights 1-81C, 1-82C, 1-83X, 1-117F, 1-118F and 1-4005.
3. Place of use is within the area served by Island Irrigation Company.
4. The boundary encompassing the place of use for this water right is described with a digital boundary as defined by I.C. Section 42-202B(2) and authorized pursuant to I.C. Section 42-1411(2)(h). The data comprising the digital boundary are incorporated herein by reference and are stored on a CD-ROM disk issued in duplicate originals on file with the SRBA District Court and the Idaho Department of Water Resources. A map depicting the place of use is attached hereto to illustrate the place of use described by the digital boundary.
5. Use of water under this right will be regulated by a watermaster with responsibility for the distribution of water among appropriators within a water district. At the time of this approval, this water right is within State Water District No. 01.
6. The right holder shall maintain a measuring device and lockable controlling works of a type approved by the Department in a manner that will provide the watermaster suitable control of the diversion(s).
7. This right when combined with all other rights shall provide no more than 4.0 afa per acre at the field headgate for irrigation of the place of use.
8. Water is delivered from the Dry Bed.
9. Water is delivered through the Island Canal and the Ellis Ditch.

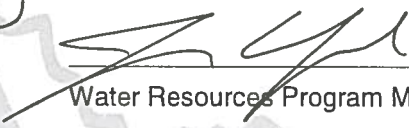
WATER RIGHT NO. 1-117F
As Modified by Transfer No. 77118

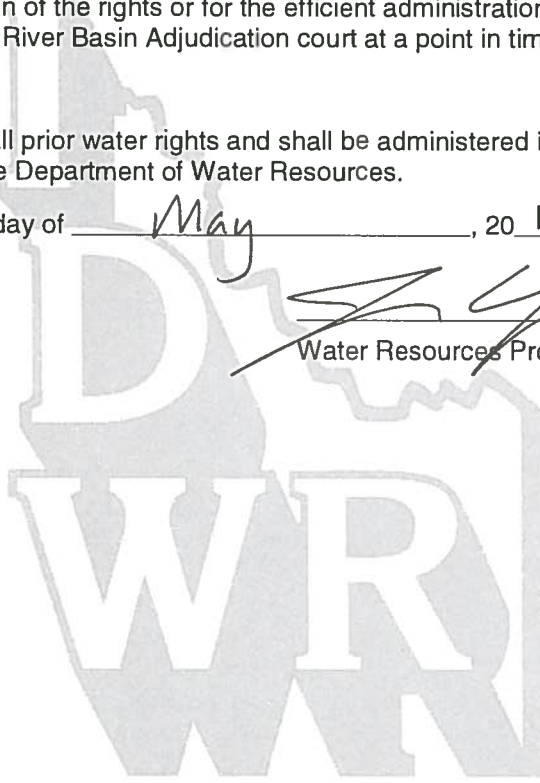
CONDITIONS OF APPROVAL

10. This right does not grant any right-of-way or easement across the land of another.
11. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
12. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
13. Pursuant to Section 42-1412(6), Idaho Code, this water right is subject to such general provisions necessary for the definition of the rights or for the efficient administration of water rights as may be determined by the Snake River Basin Adjudication court at a point in time no later than the entry of the final unified decree.

This water right is subject to all prior water rights and shall be administered in accordance with Idaho law and applicable rules of the Department of Water Resources.

Dated this 6th day of May, 20 11


Water Resources Program Manager



WATER RIGHT NO. 1-118F
As Modified by Transfer No. 77118

In accordance with the approval of Transfer No. 77118, Water Right No. 1-118F is now described as follows.

Right Holder: ISLAND IRRIGATION CO
C/O RICHARD SHEPPARD
3837 E 850 N
RIGBY ID 83442

Priority Date: June 01, 1889

Source: SNAKE RIVER

Tributary: COLUMBIA RIVER

BENEFICIAL USE

IRRIGATION

From

04/01 to 10/31

To

Diversion Rate

19.16 CFS

LOCATION OF POINT(S) OF DIVERSION:

SNAKE RIVER

NWSE

Sec. 1 Twp 04N Rge 38E JEFFERSON County

SNAKE RIVER

SWNESE

Sec. 10 Twp 04N Rge 39E JEFFERSON County

CONDITIONS OF APPROVAL

1. Rights 1-81C, 1-82C, 1-83X, 1-117F, 1-118F and 1-4005 when combined shall not irrigate more than 3,166 acres in a single irrigation season.
2. The Ellis Ditch is limited to a maximum diversion rate of 13.00 cfs under combined water rights 1-81C, 1-82C, 1-83X, 1-117F, 1-118F and 1-4005.
3. Place of use is within the area served by Island Irrigation Company.
4. The boundary encompassing the place of use for this water right is described with a digital boundary as defined by I.C. Section 42-202B(2) and authorized pursuant to I.C. Section 42-1411(2)(h). The data comprising the digital boundary are incorporated herein by reference and are stored on a CD-ROM disk issued in duplicate originals on file with the SRBA District Court and the Idaho Department of Water Resources. A map depicting the place of use is attached hereto to illustrate the place of use described by the digital boundary.
5. Use of water under this right will be regulated by a watermaster with responsibility for the distribution of water among appropriators within a water district. At the time of this approval, this water right is within State Water District No. 01.
6. The right holder shall maintain a measuring device and lockable controlling works of a type approved by the Department in a manner that will provide the watermaster suitable control of the diversion(s).
7. This right when combined with all other rights shall provide no more than 4.0 afa per acre at the field headgate for irrigation of the place of use.
8. Water is delivered from the Dry Bed.
9. Water is delivered through the Island Canal and the Ellis Ditch.

WATER RIGHT NO. 1-118F
As Modified by Transfer No. 77118

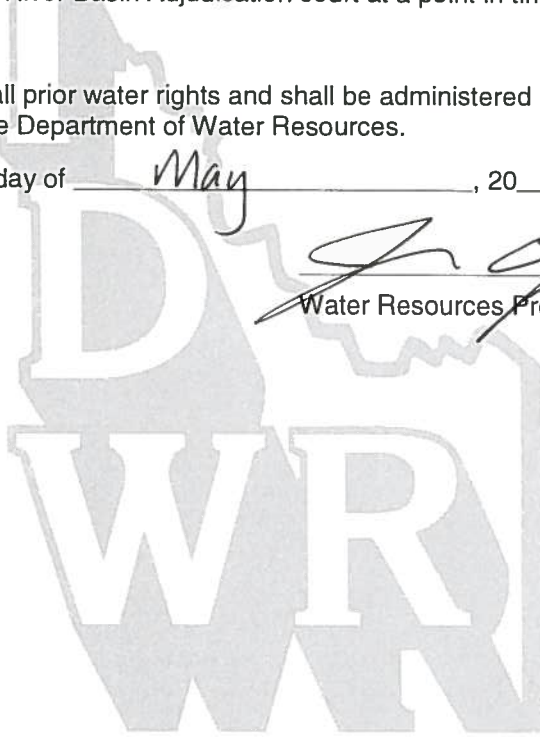
CONDITIONS OF APPROVAL

10. This right does not grant any right-of-way or easement across the land of another.
11. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
12. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
13. Pursuant to Section 42-1412(6), Idaho Code, this water right is subject to such general provisions necessary for the definition of the rights or for the efficient administration of water rights as may be determined by the Snake River Basin Adjudication court at a point in time no later than the entry of the final unified decree.

This water right is subject to all prior water rights and shall be administered in accordance with Idaho law and applicable rules of the Department of Water Resources.

Dated this 6th day of May, 20 11


Water Resources Program Manager



WATER RIGHT NO. 1-83X
As Modified by Transfer No. 77118

In accordance with the approval of Transfer No. 77118, Water Right No. 1-83X is now described as follows.

Right Holder: ISLAND IRRIGATION CO
C/O RICHARD SHEPPARD
3837 E 850 N
RIGBY ID 83442

Priority Date: June 01, 1891

Source: SNAKE RIVER

Tributary: COLUMBIA RIVER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>
IRRIGATION	04/01	to 10/31	125.26 CFS
STOCKWATER	01/01	to 12/31	50.00 CFS

LOCATION OF POINT(S) OF DIVERSION:

SNAKE RIVER	NWSE	Sec. 1 Twp 04N Rge 38E	JEFFERSON County
SNAKE RIVER	SWNESE	Sec. 10 Twp 04N Rge 39E	JEFFERSON County

CONDITIONS OF APPROVAL

1. Rights 1-81C, 1-82C, 1-83X, 1-117F, 1-118F and 1-4005 when combined shall not irrigate more than 3,166 acres in a single irrigation season.
2. The Ellis Ditch is limited to a maximum diversion rate of 13.00 cfs under combined water rights 1-81C, 1-82C, 1-83X, 1-117F, 1-118F and 1-4005.
3. Diversion of this right is restricted to exclude 150 consecutive days during the period from November 1 through April 30 pursuant to United States Contract No. 14-06-W-29 between the United States and Island Irrigation Company or as such contract may be amended, unless the United States agrees in writing not to enforce the winter water savings provision of the contract for a given period of time.
4. Place of use is within the area served by Island Irrigation Company.
5. The boundary encompassing the place of use for this water right is described with a digital boundary as defined by I.C. Section 42-202B(2) and authorized pursuant to I.C. Section 42-1411(2)(h). The data comprising the digital boundary are incorporated herein by reference and are stored on a CD-ROM disk issued in duplicate originals on file with the SRBA District Court and the Idaho Department of Water Resources. A map depicting the place of use is attached hereto to illustrate the place of use described by the digital boundary.
6. Use of water under this right will be regulated by a watermaster with responsibility for the distribution of water among appropriators within a water district. At the time of this approval, this water right is within State Water District No. 01.
7. The right holder shall maintain a measuring device and lockable controlling works of a type approved by the Department in a manner that will provide the watermaster suitable control of the diversion(s).

WATER RIGHT NO. 1-83X
As Modified by Transfer No. 77118

CONDITIONS OF APPROVAL

8. This right when combined with all other rights shall provide no more than 4.0 afa per acre at the field headgate for irrigation of the place of use.
9. Water is delivered from the Dry Bed.
10. Water is delivered through the Island Canal and the Ellis Ditch.
11. This right does not grant any right-of-way or easement across the land of another.
12. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
13. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
14. Pursuant to Section 42-1412(6), Idaho Code, this water right is subject to such general provisions necessary for the definition of the rights or for the efficient administration of water rights as may be determined by the Snake River Basin Adjudication court at a point in time no later than the entry of the final unified decree.

This water right is subject to all prior water rights and shall be administered in accordance with Idaho law and applicable rules of the Department of Water Resources.

Dated this 6th day of May, 20 11


Water Resources Program Manager

WATER RIGHT NO. 1-4005
As Modified by Transfer No. 77118

In accordance with the approval of Transfer No. 77118, Water Right No. 1-4005 is now described as follows.

Right Holder: ISLAND IRRIGATION CO
C/O RICHARD SHEPPARD
3837 E 850 N
RIGBY ID 83442

Priority Date: March 13, 1969

Source: SNAKE RIVER

Tributary: COLUMBIA RIVER

BENEFICIAL USE

IRRIGATION

From

04/01 to 10/31

To

Diversion Rate

18.00 CFS

LOCATION OF POINT(S) OF DIVERSION:

SNAKE RIVER

NWSE

Sec. 1 Twp 04N Rge 38E JEFFERSON County

SNAKE RIVER

SWNESE

Sec. 10 Twp 04N Rge 39E JEFFERSON County

CONDITIONS OF APPROVAL

1. Rights 1-81C, 1-82C, 1-83X, 1-117F, 1-118F and 1-4005 when combined shall not irrigate more than 3,166 acres in a single irrigation season.
2. The Ellis Ditch is limited to a maximum diversion rate of 13.00 cfs under combined water rights 1-81C, 1-82C, 1-83X, 1-117F, 1-118F and 1-4005.
3. Place of use is within the area served by Island Irrigation Company.
4. The boundary encompassing the place of use for this water right is described with a digital boundary as defined by I.C. Section 42-202B(2) and authorized pursuant to I.C. Section 42-1411(2)(h). The data comprising the digital boundary are incorporated herein by reference and are stored on a CD-ROM disk issued in duplicate originals on file with the SRBA District Court and the Idaho Department of Water Resources. A map depicting the place of use is attached hereto to illustrate the place of use described by the digital boundary.
5. Use of water under this right will be regulated by a watermaster with responsibility for the distribution of water among appropriators within a water district. At the time of this approval, this water right is within State Water District No. 01.
6. The right holder shall maintain a measuring device and lockable controlling works of a type approved by the Department in a manner that will provide the watermaster suitable control of the diversion(s).
7. This right when combined with all other rights shall provide no more than 4.0 afa per acre at the field headgate for irrigation of the place of use.
8. Water is delivered from the Dry Bed.
9. Water is delivered through the Island Canal and the Ellis Ditch.

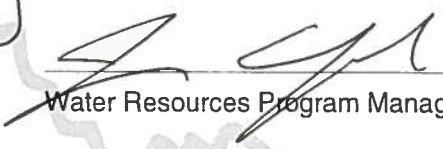
WATER RIGHT NO. 1-4005
As Modified by Transfer No. 77118

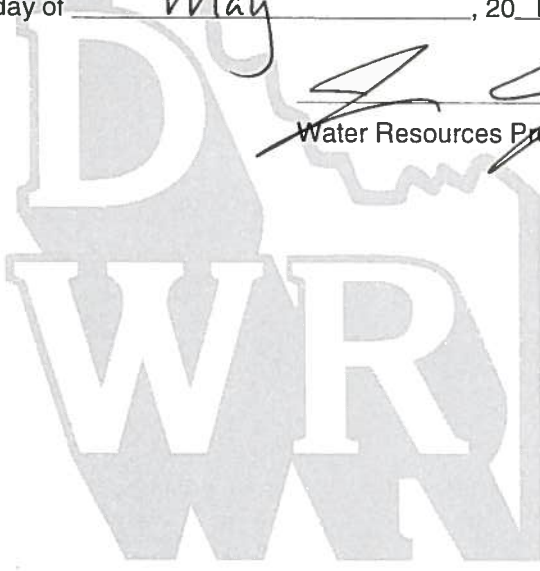
CONDITIONS OF APPROVAL

10. This right does not grant any right-of-way or easement across the land of another.
11. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
12. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
13. Pursuant to Section 42-1412(6), Idaho Code, this water right is subject to such general provisions necessary for the definition of the rights or for the efficient administration of water rights as may be determined by the Snake River Basin Adjudication court at a point in time no later than the entry of the final unified decree.

This water right is subject to all prior water rights and shall be administered in accordance with Idaho law and applicable rules of the Department of Water Resources.

Dated this 6th day of May, 20 11


Water Resources Program Manager

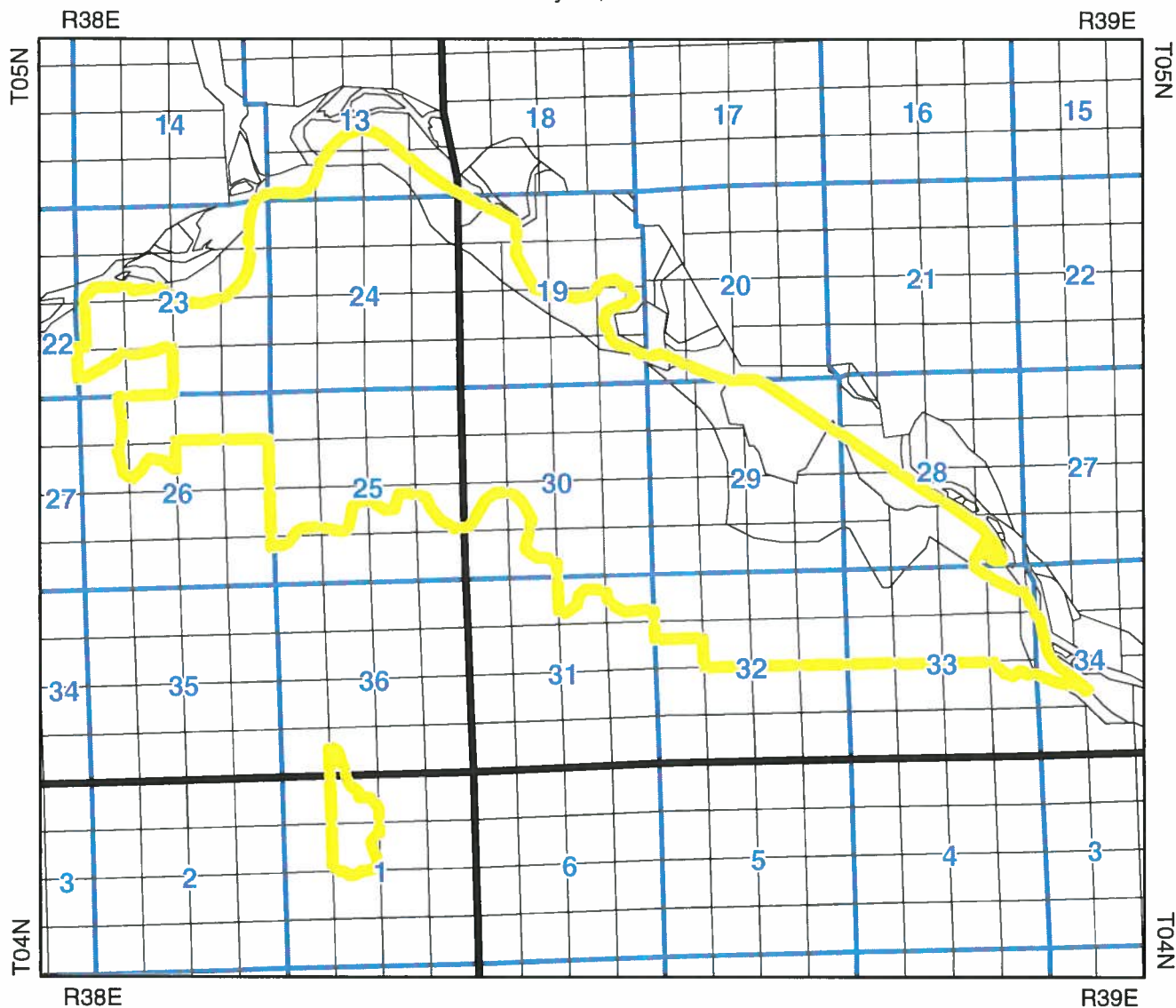


State of Idaho
Department of Water Resources
Transfer Of Water Right

Transfer No. 77118

Water Service Area Boundary for Island Irrigation Co
Rights: 1-81C, 1-82C, 1-83X, 1-117F, 1-118F, 1-4005

May 06, 2011



Legend

-  Place Of Use Boundary
-  Townships
-  PLS Sections
-  Quarter Quarters

0 0.5 1 2 Miles